

AMENDED IN ASSEMBLY MAY 5, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1250

Introduced by Assembly Member Laird

February 21, 2003

An act to amend Section 44579.1 of the Education Code, relating to teachers.

LEGISLATIVE COUNSEL'S DIGEST

AB 1250, as amended, Laird. Teacher development: ~~bias and discrimination~~ intolerance and hatred prevention.

Existing law, the Instructional Time and Staff Development Reform Program authorizes the Superintendent of Public Instruction, each fiscal year, to provide each eligible school district, county office of education, and charter school with a staff development allowance for up to 3 days for each certificated classroom teacher, and for up to one day for each classified classroom instructional aide and certificated teaching assistant who participates in staff development instructional methods, including among other things, teaching strategies and other training designed to improve pupil performance.

This bill would additionally authorize the allowance to be used for training designed to improve intolerance and hatred prevention.

~~Existing law provides that all pupils have the right to participate fully in the educational process, free from discrimination and harassment. Existing law further provides that California's public schools have an affirmative obligation to combat racism, sexism, and other forms of bias, and a responsibility to provide equal educational opportunity.~~

~~This bill would declare the intent of the Legislature to establish a program of ongoing professional instruction for teachers on prevention of bias and discrimination in the public schools.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1.— It is the intent of the Legislature to establish a~~
2 *SECTION 1. Section 44579.1 of the Education Code is*
3 *amended to read:*
4 44579.1. (a) There is hereby established the Instructional
5 Time and Staff Development Reform Program. It is the intent of
6 the Legislature that this program enhance staff development
7 opportunities for classroom personnel, but this article ~~shall~~ *may*
8 not be construed to provide the sole source of funding for staff
9 development activities for school personnel or to limit in any way
10 the amount or type of staff development that is provided to school
11 district personnel from other resources.
12 (b) The State Department of Education shall submit draft
13 regulations for the purpose of implementing this article to the State
14 Board of Education for its review and approval. The State Board
15 of Education shall adopt regulations for the purpose of
16 implementing this article pursuant to Chapter 3.5 (commencing
17 with Section 11340) of Part 1 of Division 3 of Title 2 of the
18 Government Code.
19 (c) (1) Each fiscal year, the Superintendent of Public
20 Instruction shall provide each eligible school district and county
21 office of education applying for a grant pursuant to this article with
22 a staff development allowance of two hundred seventy dollars
23 (\$270) per day, adjusted annually commencing with the
24 1999–2000 fiscal year for the inflation adjustment calculated
25 pursuant to subdivision (b) of Section 42238.1, for up to three
26 days, for each certificated classroom teacher and one hundred
27 forty dollars (\$140) per day, adjusted annually commencing with
28 the 1999–2000 fiscal year for the inflation adjustment calculated
29 pursuant to subdivision (b) of Section 42238.1, for up to one day
30 for each classified classroom instructional aide and certificated
31 teaching assistant who participates in staff development
32 instructional methods, including teaching strategies, classroom



1 management and other training designed to improve pupil
2 performance, conflict resolution, *intolerance and hatred*
3 *prevention*, and academic content in the core curriculum areas that
4 are provided by the school district or county office of education.

5 (2) Each fiscal year, the Superintendent of Public Instruction,
6 shall provide each eligible charter school applying for a grant
7 pursuant to this article with a staff development allowance of two
8 hundred seventy dollars (\$270) per day, adjusted annually
9 commencing with the 1999–2000 fiscal year for the inflation
10 adjustment calculated pursuant to subdivision (b) of Section
11 42238.1, for up to three days, for each classroom teacher and one
12 hundred forty dollars (\$140) per day adjusted annually
13 commencing with the 1999–2000 fiscal year for the inflation
14 adjustment calculated pursuant to subdivision (b) of Section
15 42238.1, for up to one day for each classroom instructional aide
16 and assistant who participates in staff development instructional
17 methods, including teaching strategies, classroom management,
18 ~~conflict resolution~~, and other training designed to improve pupil
19 performance, *conflict resolution, intolerance and hatred*
20 *prevention*, and academic content in the core curriculum areas that
21 are provided by the charter school.

22 (d) To be eligible for a grant pursuant to this article, the staff
23 development program provided by the school district, charter
24 school, or county office of education shall meet all of the following
25 requirements:

26 (1) Meet local educational priorities as defined by the
27 governing board of the school district, charter school, or county
28 board of education.

29 (2) Be consistent with regulations defining staff development
30 activities eligible to receive funding under this section.

31 (e) To qualify as a funded participant, each eligible participant
32 shall be present for the full staff development day, and records of
33 attendance shall be maintained in a manner to be prescribed in
34 regulations. Each staff development day shall be at least as long as
35 the full-time instructional workday for certificated or classified
36 instructional employees of the school district. For purposes of this
37 section, a single staff development day may be conducted over
38 several calendar days.

39 (f) (1) Except as provided pursuant to paragraph (2), if the staff
40 development day is conducted after completion of an instructional



1 day, it may not be held on a minimum day for which a parent or
2 guardian was notified pursuant to subdivision (c) of Section
3 48980.

4 (2) For staff working in multitrack, year-round schools, not
5 more than two staff development days may be scheduled for “off
6 track” teachers at a school with a minimum day scheduled. In this
7 event, teachers at the multitrack, year-round school who are being
8 paid for service on the minimum days are not eligible for that day
9 of funding under this article.

10 (g) Notwithstanding Section 45203, probationary and
11 permanent employees in the classified service may not receive
12 regular pay on days during which staff development is offered
13 pursuant to this article unless they are required to report for duty
14 on those days.

15 (h) A charter school may be eligible to receive funding under
16 this chapter only if the school certifies that it meets the minimum
17 instructional time requirements applicable to school districts.

18 (i) This section shall be operative in any fiscal year only to the
19 extent that funds are provided for its purposes in the annual Budget
20 Act.

21 ~~program of ongoing professional instruction for teachers on~~
22 ~~prevention of bias and discrimination in the public schools in order~~
23 ~~to ensure the health, safety, and equal educational opportunity for~~
24 ~~all pupils in California.~~

